

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

CHARLES KINNEY,
Plaintiff,
v.
PHILIP S. GUTIERREZ,
Defendant.

Case No.19-mc-80018-JD

ORDER RE PREFILING REVIEW


Plaintiff Charles Kinney is subject to a vexatious-litigant order in this district. Dkt. No. 56 in Case No. 18-cv-01041-EMC. Among his many earlier lawsuits is a case against the Honorable Philip S. Gutierrez, United States District Judge in the Central District of California, related to Kinney's real property in Los Angeles. *See* Dkt. No. 53 at 4-5 in Case No. 18-cv-01041-EMC. Judge Edward Chen imposed a pre-filing review requirement for any further suits in our district related to that property or associated court proceedings.

The Court has reviewed the proposed complaint lodged under this case name and number, and finds that it falls within the scope of the vexatious-litigant order. Kinney again sues Judge Gutierrez in relation to his Los Angeles property, and again challenges the orders against him in the earlier actions. *See, e.g.,* Compl. ¶¶ 5-6, 18.

Consequently, the complaint may not be filed. The Clerk of Court is directed to close this matter.

IT IS SO ORDERED.

Dated: February 28, 2019



JAMES DONATO
United States District Judge